

# Alcohol, Entertainment & Late Night Refreshment Licensing Committee

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SOUTH  
KESTEVEN  
DISTRICT  
COUNCIL

Tuesday, 8 July 2025 at 10.00 am  
Council Chamber - South Kesteven House, St. Peter's Hill,  
Grantham. NG31 6PZ

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**Committee** Councillor Paul Fellows (Chairman)  
**Members:** Councillor Robert Leadenham (Vice-Chairman)  
Councillor Harrish Bisnauthsing, Councillor Pam Bosworth, Councillor Helen Crawford, Councillor Patsy Ellis, Councillor Jane Kingman, Councillor Philip Knowles, Councillor Rhea Rayside, Councillor Susan Sandall and Councillor Elvis Stooke

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## Agenda

1. **Apologies for absence**
2. **Disclosures of interests**  
Members are asked to disclose any interests in matters for consideration at the meeting.
3. **Minutes of the meeting held on 10 June 2025** (Pages 3 - 13)

4. **Licensing Act 2003: Application for a New Premise Licence - (Pages 15 - 103)**  
**Ramin Off Licence, 10 Wharf Road, Grantham, Lincolnshire,**  
**NG31 6BA.**  
Committee to determine an application for a new premises licence.
5. **Ask Angela**  
Councillor Leadenham to discuss with the Committee, item deferred from meeting held on 10 June 2025.
6. **Any other business which the Chairman, by reason of special circumstances, decides is urgent.**

# Minutes

Alcohol, Entertainment & Late Night Refreshment Licensing Committee

Tuesday, 10 June 2025



SOUTH  
KESTEVEN  
DISTRICT  
COUNCIL

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## Committee members present

Councillor Paul Fellows (Chairman)  
Councillor Robert Leadenham (Vice-Chairman)  
Councillor Harrish Bisnauthsing  
Councillor Pam Bosworth  
Councillor Helen Crawford  
Councillor Philip Knowles  
Councillor Rhea Raysia  
Councillor Susan Sandall  
Councillor Elvis Stooke

## Officers

Licensing Officers, Elizabeth Reeve, Chris Clarke  
Licensing Manager, Heather Green  
Legal Advisor (LSL), Kim Robertson  
Democratic Officer, Lucy Bonshor

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The Chairman placed on record his thanks to the previous Chairman of the Licensing Committee, Councillor Pam Bosworth who had chaired Licensing Committee meetings for a considerable number of years. Thanks were also placed on record for Councillor Elvis Stooke who had been the Vice-Chairman of the Committee for the previous year.

### 26. Apologies for absence

Apologies for absence were received from Councillor Patsy Ellis and Councillor Jane Kingman.

### 27. Disclosures of interests

Councillor Robert Leadenham, the Vice-Chairman of the Committee declared an interest in agenda items 5 as the Ward Councillor for the area where the Premises Licence was being considered and also as he was reading out a

statement on behalf of an interested party. He took no part in the deliberations or decision making and left the meeting during this part of the meeting.

**28. Minutes of the meeting held on 20 May 2025**

The minutes of the meeting held on 20 May 2025 were proposed, seconded and **AGREED**.

**29. Licensing Act 2003: Application for a New Premise Licence - The Riverside, Wharf Road, Stamford, Lincolnshire, PE9 2DU**

**Decision**

***That the Premise Licence for the Riverside, Wharf Road, Stamford be granted as applied for subject to an additional condition being added in respect of not playing any type of music on the outside platform.***

The Chairman introduced those present and confirmed who would be speaking in respect of the application before the Committee. In respect of the Premises Licence for The Riverside, Paul Warren-Cox spoke on behalf of Inga Blumina and her partner Dmitrij who were the applicants. Interested parties were Carly Guppy and Aaron Mildren.

One Member questioned whether the application should be deferred due to the Planning Permission to be determined and it was confirmed that the Premises Licence was completely separate to a Planning application and there was no reason for the Committee not to determine the Premise licence application before them.

The Licensing Officer presented report ENV906 which concerned an application for a new premises licence for The Riverside, Wharf Road, Stamford. The application was for the following:

- Live Music Indoors; Monday to Sunday 10:00 to 00:00
- Recorded Music Indoors; Monday to Sunday 10:00 to 00:00 and outdoors; Monday to Sunday 10:00 to 22:00
- Provision of Late Night Refreshment Indoors; Monday to Sunday 23:00 to 23:59
- Supply of alcohol on the Premise only; Monday to Sunday 10:00 to 00:00
- Opening hours; Monday to Sunday 10:00 to 00:30
- Extension of hours for activities for New Years Eve into New Years Day

The premises had previously been licensed as a nightclub and although had been the subject of a review instigated by Lincolnshire Police, this had been in respect of a failed test purchase taking place and not down to noise disturbance.

During the consultation period the authority received a number of representations and comments on behalf of members of the public and these were appended at Appendix 2. The reasons for the representations included concerns regarding noise disturbance travelling from across the river to the residential houses or nearby residents and the potential use of the balcony area and safety concerns for the sale and consumption of alcohol located by the river. No representations had been received from any of the responsible authorities.

A location plan and correspondence between the applicant's representative and the residents was appended to the report at Appendix 3. A further representation had been made but was not accepted, as it was outside of the timeframe for making representations.

Licensing Officers have delegated authority to decide whether a representation is relevant, vexatious, or frivolous however, Section 9 of the Revised Guidance issued under section 182 of the Licensing Act 2003 states:

*9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The Subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.*

It was felt that the representations at Appendix 2 did not fall within the delegation to Licensing Officers and that the application was referred to Committee. The Licensing Officer then read out paragraph 3.7 and 4.2 of the report. The statutory consultation period had taken place between 17 April – 16 May 2025.

A comment was made by Mr Aaron Mildren, one of the interested parties, in respect of confusion of the timings stated on different documents that he had seen and it was felt that the consultation period had not been sufficient for the general public to make representation. The Licensing Officer made reference to an initial premises licence application which had since been amended with revised timings. Information had been sent in an email to Carly Guppy which had inadvertently not contained the revised timings. Further discussion followed on how incorrect information had been circulated to residents. The Legal Advisor asked for clarity from the Licensing Officer in respect of the statutory notice published and the timings shown. The Licensing Officer confirmed that the statutory notice had shown the correct timings as per the premise licence before the Committee.

The Applicants representative Mr Warren-Cox then spoke in support of the application and referred to how he had been involved with the licence and the restrictions in respect of the planning permission issued in 2017 in respect of the building which was a Grade II listed building. The premises had previously been a nightclub and it was reiterated that no representations had been made from the responsible authorities in respect of noise pollution. The premise licence was for a restaurant and the applicants wished to work with residents not against them.

Questions were asked of Mr Warren-Cox in respect of the building layout and also the playing of outside amplified music on the platform and the Planning Permission issued in 2017. The Licensing Officer responded in respect of what was classed as amplified music which required a licence and what was classed as background music.

Further comments were made about communication between Mr Warren-Cox and the residents in the area following which Mr Warren-Cox stated that the applicants were happy to include an additional condition which excluded any music being played on the platform.

More comments were made by Members in respect of the premises location and the doors of the premise to which Mr Warren-Cox responded.

Mr Aaron Mildren, an interested party then made his representation and stated that they were disappointed that no consultation had taken place with the residents by the applicants. He expressed concern about the platform and although he had no issues with the premise being run as a restaurant he did have concerns in relation to the number of diners that would be on the platform and the noise that would be generated by having 36 diners which due to the location would travel over the water and be amplified. Why would 36 covers be necessary. Mr Mildren also referred to the 2017 Planning Permission in respect of the platform and felt that further control was required in respect of the noise pollution that would be generated.

Carly Guppy then made representation on behalf of Jane Parry who could not be present at the meeting. Reference was made to the timings applied for when the restaurant would be open and the noise that would be generated, the impact on the wildlife on the river due to noise pollution from the restaurant which the river amplified and the potential noise from speakers being put on the platform.

Mr Mildren referred to the use of the platform with concern being expressed that it would be used for drinking, smoking, and wanted assurance that it would only be used for dining and he felt that alcohol should be ancillary to the food being bought. He referred to the Pizza Express restaurant which only had two people per table and was close to his residence and that this generated less noise and felt 36 diners were too many and should be reduced to two per table and that any type of music should not be allowed to be played on the platform.

Mr Warren-Cox made reference to noise pollution and reverse transmission of noise and although his clients would like to place barriers to help with noise, no permanent structures were allowed due to the building being listed.

A Member of the Committee asked if the interested parties present would be happy if no music was played on the platform. The interested parties felt that the number of people and the noise generated from them would cause noise pollution and felt that tables of two would be more relevant.

The Licensing Officer gave their closing statement. Each application was to be determined on its own merits. Having regard to the representations made the Committee take such steps that are appropriate to promote the four licensing objectives. The options available to the Committee were:

- Grant the application subject to conditions that are consistent with the operating schedule modified to the extent that the committee considered appropriate for the promotion of the licensing objectives and any mandatory conditions that must be included under the Licensing Act 2003
- Exclude from the scope of the licence a licensable activity to which the application relates.
- Refuse to specify a person in the licence as a Premises Supervisor (DPS)
- Reject the whole or part of the application.

Mr Warren-Cox then gave their closing statement and stated that they were happy to work with the residents in the area but reducing the covers per table to two would be prohibitive and would stop families attending the premise. Also as it was a Grade II listed building, this did limit what could be done in respect of any acoustic work. Mr Warren-Cox also stated that no smoking or drinking would take place on the platform it would only be used by those dining.

Mr Mildren, one of the interested parties, stated that they were not against the Premises Licence but were concerned about the noise generated by the number of diners on the platform which would be amplified by the water and asked that tables on the platform be reduce to two diners rather than four.

*(11:00am the Licensing Officers, applicants and interested parties left the meeting)*

The Committee considered the new premise licence for The Riverside having regard to all relevant guidance under the Licensing Act 2003 and policies including the Council's Statement of Licensing Policy together with the representations made. The Committee noted the concerns of the interested parties in respect of noise but felt the offered additional condition by the applicants in respect of not playing music outside on the platform would help mitigate noise and it was noted that no responsible authority had submitted any representation in respect of the premise. Members felt that reducing the number of covers to two per table was not reasonable as it would exclude families from dining at the premise. Further discussion followed in respect of the location of the premise and dining out on the platform and it was stated that the Planning Permission issued in June 2017 had a condition which stopped the platform being used after 10pm at night and this overrode anything within a premise licence. It was proposed, seconded and agreed to grant the premise licence subject to the additional condition being added in respect of not playing any type of music on the platform.

*(11:15 the Licensing Officers, applicant and interested parties returned to the meeting)*

The Legal Advisor ready out the Committee's decision.

The Committee had taken into consideration the report made by the Licensing Officer, the appendices and the representations made by the objectors and applicant together with the Licensing Act 2003 and Regulations made under it, the Guidance issued under Section 182 of the Licensing Act 2003 and the Councils Statement of Licensing Policy.

The applicant presented their application and during the presentation agreed to the total exclusion of music on the balcony. The applicant advised that the building was listed and there were restrictions on what could be done with the building. The balcony would not be used for smoking or drinking and you could only be out there if you were dining out there. In respect of tables the applicants wished to retain tables of 4 to allow families to dine. The applicants also advised that the windows were fixed and did not open with the only access being through a door.

The Committee heard from the objectors who expressed concerns regarding noise from the premises, such noise being amplified over water. Further concerns were raised that the balcony/platform would be used as a smoking area or drinking area causing noise nuisance, and that the suggestion of 36 diners on tables of 4 on the balcony would cause noise nuisance. The objectors advised that they currently could hear people across the water

The Committee considered all options available to them. The Committee decided to grant the licence with the inclusion of a condition to exclude all music from the outside balcony. The Committee were of the view that the conditions would alleviate any potential issues regarding noise nuisance and they were satisfied that the licence, considering the conditions offered, promoted the licensing objectives.

There was a right of appeal to the Magistrates' Court within 21 days of the licence decision being received.

**30. Licensing Act 2003: Application for a New Premise Licence - Ramroot Festival, Arena UK, Allington Lane, Allington, Lincolnshire, NG32 2EF**

**Decision**

***That the Premise Licence for the Ramroot Festival, Arena UK, Allington Lane, Allington be rejected.***

The Chairman introduced those present and asked who was speaking in respect of the Premise Licence. Mr Niall Walker on behalf of Lovis Media Ltd stated that he was speaking in respect of the application before the Committee.

Councillor Robert Leadenham was speaking on behalf of a resident and therefore removed himself from the Vice-Chairman role during consideration of the item and took no part in the deliberations and decision making in respect of the licence.

The Licensing Officer presented the report which concerned an application for a new premises licence for the Ramroot Festival to be held at the Arena UK, Allington Lane, Allington. The application was received on 15 April 2025. At the time a management plan had yet to be finalised and during the consultation period, Lincolnshire Police liaised with the applicant and revised Premise Licence conditions were agreed and a different Designated Premises Supervisor was named. The application was also changed to a time limited premise licence to cover the event for the period 4 – 7 July 2025 only. Any future events would require a new premise licence to be submitted.

Environmental Health had also liaised with the applicant regarding the hours requested for live and recorded music and that a separate detailed noise management plan be produced and agreed with them. It was agreed by the applicant that the timings for live and recorded music would be scaled back to the following and this was confirmed in Appendix 3 to the report:

- Outdoor stages – Performance of live and recorded music Friday and Saturday 09:00 to 00:00 Sunday 10:00 to 00:00
- Indoor stages – Performance of live and recorded music Friday and Saturday 09:00 to 02:00 Sunday 10:00 to 02:00

The event management, noise management and site plan were still being revised and finalised, however a copy of the latest documents and site map at the time of writing the report were enclosed at Appendix 4. The Applicant had confirmed that the hours for the sale of alcohol on the premise would be scaled back until two hours after the provision of live and recorded music had ended and was attached to the report within Appendix 4.

During the consultation period the authority had received one representation from a member of the public which the applicant offered mitigation for and was at Appendix 5 of the report. A further representation was made but subsequently withdrawn after further information was provided by the applicant and Environmental Health. A third resident representation was received but this was not accepted as it was outside the representation period.

Licensing Officers had delegated authority to decide whether a representation was relevant, vexatious, or frivolous however, Section 9 of the Revised Guidance issued under Section 182 of the Licensing Act 2003 states:

9.9 *It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The Subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.*

9.37 of the guidance stated that;

*“As a matter of practice, Licensing Authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation.*

*They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practical time limits.”*

A question was asked for clarity in respect of timings to which the Licensing Officer responded. A further question was asked about the Designated Premises Supervisor (DPS) and it was confirmed that the applicant, Niall Walker would be the DPS as he had recently got his personal licence. More clarity was sought in relation to the venue and what would be on site to which the Applicant, Mr Walker responded.

A comment was made about the distances within the documents and it was stressed by the Ward Councillor for the area that the venue was less than a mile from the village.

The Applicant, Mr Walker then made his representation and stated that some of the main concerns had been alleviated due to the reduction in timings of playing music and the supply of the alcohol. He made reference to the current representation that had been submitted which concerned traffic through the village and noise from the event. It was revealed that Allington village were also having a music event over the same weekend. Mr Walker then spoke about the event and made reference to when the majority of those attending were due to arrive, car park management, that a free shuttle bus was being put on every hour from Grantham station to the event. Reference was made to how the venue would be set up where it was in relation to the surrounding villages and the distances involved. The front of staff being used were very experienced in relation to the type of event and noise management on site. He spoke in relation to the direction of speakers and also that free earplugs would be available. Capacity was 3,000 but they were expecting in the region of 1,000. There was an extensive security policy in place which would deal with searches for weapons, drugs etc on entry. Security would be available 24 hours on site with flexibility to employ more depending on numbers who attended the event and Mr Walker detailed where the security would be situated within the venue.

Following his representation Members asked various questions about security, the DPS and their experience, how bar staff would be trained and had the organisation been involved with any events of similar size to which Mr Walker replied.

Councillor Leadenhams then asked various questions in relation to the fencing of the venue, CCTV, security and noise from the event. The Member was reminded that he was there in relation to the representation he was giving not as a Committee Member.

A further comment was made in relation to the issuing of wristbands to children and how this would be undertaken, was ID being asked for to which Mr Walker stated that no ID for children would be required but Challenge 25 would be undertaken in the bar area.

Councillor Leadenhams then made the representation on behalf of Martin Carton a resident of Allington. The representation covered noise from the event, that no public transport was available to the village, the numbers involved and the ensuing traffic this would cause, security and fencing of the site and the risk of drink driving from those attending the event and the narrow roads around the venue and asked the Committee to consider not allowing the event to take place.

The Licensing Officer gave their closing statement. Each application should be determined on its own merits taking into account all relevant guidance and the representations made. The Committee should give appropriate weight to:

- The steps that are appropriate to promote the licensing objectives.
- The representation presented including any supporting information
- The guidance issued under Section 182 of the Licensing Act 2003
- South Kesteven District Council's Licensing Policy

Mr Walker then gave his closing statement and referred to at least three other festivals that had taken place in Allington. That the security that had been proposed was in line with guidelines and was flexible and could be increased at short notice. There would be an accurate number of how many people would be on site at any one time. Policies would be in place in relation to drink driving and that alcohol being brought on site would be closely monitored with no glass containers being allowed. Times that music was being played had been scaled back together with the supply of alcohol and at the present time it was difficult to predict numbers attending.

Councillor Leadenhams did not wish to give a closing statement.

*(12:33 the Licensing Officers, Councillor Leadenhams and Mr Walker left the meeting)*

The Committee considered the new Premise Licence having regard to all relevant guidance under the Licensing Act 2003 and policies including the Council's Statement of Licensing Policy together with the representations made. In discussing the application before them the Committee felt that there was not adequate security in place, that alcohol entering the premises would not be controlled, the DPS appeared to be inexperienced as they had only recently

received their personal licence. The location of the First Aid section was inadequate and did not appear to allow for access by emergency services. That the use of straw bales was a potential safety risk and the proposed training of staff did not appear to be sufficient or adequate. Further concerns were expressed by the Committee in respect of access to the site and what was felt as a lack of organisation in relation to the event with management plans and other plans still yet to be finalised. It was proposed and seconded that the Premise Licence application be rejected and on being put to the vote this was unanimously agreed.

*(12:55 the Licensing Officers, Councillor Leadenham and Mr Walker returned to the meeting)*

The Legal Advisor read out the Committees decision. The Committee considered the new premise licence having regard to all relevant guidance under the Licensing Act 2003 and policies including the Council's Statement of Licensing Policy together with the representations made.

Mr Walker had presented the application to the Committee. In addressing the representations regarding traffic and noise. Mr Walker noted that during the same time there was another music event in Allington during the weekend. Parking tickets that had been sold to date gave an indication of how many vehicles would be travelling to the site and the event was offering a free shuttle bus between the site and Grantham station. The speakers used were directional, and a noise management company would be joining them on site and assisting them with the setting up of the festival. There would also be a residential hotline.

Security on site set was as set out in the event plans. ID would not be required to enter the site and there would be wristbands for children to wear. Challenge 25 would be in operation at the bar area. Depending upon the numbers attending, the number of security staff was flexible and could be called on to increase security as required. People would be checked in on site so the organisers would be aware of the number of people on site.

People would be limited to what alcohol they could bring to the site with no glass being allowed. The DPS at the site is Niall Walker who had only recently gotten his personal licence and had no experience as a DPS. In terms of access to the site, the site would not be fenced in but controlled via CCTV towers and smaller fencing at access gates.

Councillor Robert Leadenham represented an objector who could not attend the meeting and advised the Committee that the village was closer to the site than indicated by the Applicant and there was a likelihood of impact at the village from noise from the event. Serious issues were raised in respect of traffic, noise and security and not knowing the figure of attendance.

The Committee considered all options available to them. They had very serious concerns regarding the level of security for the site - the access to the site which

given the lack of fencing could be accessed by others without checks and would potentially lead to unknown numbers. They also had concerns regarding the provision of straw bales and potential concerns relating to them. There were concerns about the level of alcohol being brought onto site and checks determining the amount of people on site and the subsequent provision to ensure public safety. The Committee did not consider that the applicant had provided a level of detail which would adequately promote all four of the licensing objectives. The Committee also had concerns about the experience of the DPS. They did not consider there were further conditions which could be imposed that would adequately address their concerns. The Committee did not consider whether to exclude a licensable activity as that would not adequately address their concerns or promote the licensing objectives. The Committee therefore decided to reject the Premise Licence application.

There was a right of appeal to the Magistrates' Court within 21 days of the licence decision being received.

**31. Ask Angela**

It was agreed that due to time constraints the item would be deferred to the next meeting of the Alcohol, Entertainment and Late Night Refreshment Licensing Committee.

**32. Any other business which the Chairman, by reason of special circumstances, decides is urgent.**

None.

**33. Close of meeting**

The meeting closed at 1pm.

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SOUTH  
KESTEVEN  
DISTRICT  
COUNCIL



## Alcohol, Entertainment and Late-Night Refreshment Licensing Committee

8<sup>th</sup> July 2025  
ENV 908

Report of Elizabeth Reeve, Licensing  
Officer

**Licensing Act 2003: Application for a New Premise Licence –**  
Ramin Off Licence, 10 Wharf Road, Grantham, Lincolnshire, NG31  
6BA.

**Report Author:** Elizabeth Reeve – Licensing Officer

01476 406080

licensing@southkesteven.gov.uk

### Purpose of Report

Committee to determine an application for a new premises licence.

### Recommendations

That the Alcohol, Entertainment and Late-Night Refreshment Committee consider an application for a new premise licence at a premise known as Ramin Off Licence, 10 Wharf Road, Grantham, Lincolnshire NG31 6BA, and the views of the representation made by any responsible authorities bearing in mind the four licensing objectives:

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm.

Decision Information	
Does the report contain any exempt or confidential information not for publication?	No
What are the relevant corporate priorities?	Healthy and strong communities
Which wards are impacted?	All wards

## 1. Implications

Taking into consideration implications relating to finance and procurement, legal and governance, risk and mitigation, health and safety, diversity and inclusion, staffing, community safety, mental health and wellbeing and the impact on the Council's declaration of a climate change emergency, the following implications have been identified:

### ***Finance and Procurement***

- 1.1 There are no specific financial implication associated with this report, however, in the event of an applicant, responsible authority or interested person making an appeal against a decision which was then subsequently upheld, the council may incur additional costs.

### ***Legal and Governance***

- 1.2 This is an application for a new premises licence under S17 of the Licensing Act 2003. The committee should consider whether the application is likely to impact on the promotion of the licensing objectives. In reaching the decision the Committee should consider, the steps that are appropriate to promote the licensing objectives, the representation (including supporting information) presented by the parties, the guidance issued under S182 of the Licensing Act 2003 and the Councils own statement of licensing policy.

### ***Is an Equality Impact Assessment required? No***

### ***Community Safety***

- 1.3 Community Safety implications will be considered in accordance with the licensing objectives and the duty to consider in accordance with S17 of the Crime and Disorder Act 1998

## 2. Background to the Report

- 2.1 The premise previously benefitted from an alcohol off sale licence under the name 'Max Off Licence', from 10/04/2019 to 30/05/2024. This licence was revoked by the Alcohol, Entertainment and Late-Night Refreshment Licensing Committee on 16<sup>th</sup> June 2023, following a review application being submitted by Lincolnshire Police.
- 2.2 This review included evidence of several instances of underage sales and non-compliance of licence conditions. Licensing Committee concluded that the Licence holder was unable to prove they were an appropriate person to hold such a licence. A copy of the report, appendices, decision notice and minutes of that meeting are included as a link in Background Papers.
- 2.3 The applicant appealed this decision (thereby allowing them to continue licensable activities whilst in the appeal stages). The appeal was subsequently withdrawn via a consent order, and therefore the revocation of the premise licence took effect on 30<sup>th</sup> May 2024.
- 2.4 On 6<sup>th</sup> December 2024 an application for a new premise licence to be held by a Ramyar Sabah Salih at this location called 'Ramin Off Licence' was refused at licensing committee, following a representation by Lincolnshire Police. The reasons for these included concerns about the management experience of running a licensed premises and the applicant being unable to dispute any claims that the previous licence holder was still not involved in the running of the business. A copy of that initial application, police representation, published minutes and decision notice of that meeting have been included as part of Appendix 2.
- 2.5 On 19<sup>th</sup> May 2025 an application was accepted by the Licensing team for a new premise licence, again under the 'Ramin Off Licence' name (**Appendix 1**).
- 2.6 This application is to licence the premises for the following –
  - **The Sale of Alcohol off the premises** Monday to Sunday 07:00 to 23:00
  - **Opening hours** Monday to Sunday 07:00 to 23:00
- 2.7 This licence is to be held by Ramin Off Licence Ltd, of which Ramyar Sabah Salih is the sole director and therefore the same applicant as referred to in 2.4. The application was processed and forwarded to all the responsible authorities. Statutory consultation and advertising were undertaken, with the consultation period of 28 days expiring on 16<sup>th</sup> June 2025.

## 3. Key Considerations

- 3.1 Each application to be determined on its own merits
- 3.2 During the consultation period the authority received one representation, this was from Lincolnshire Police (**Appendix 2**), the reasons for the representation include the following
  - Noted increase in the off-sale of alcohol hours than what was previously requested or licensed, with no increased mitigation for such hours

- Insufficient conditions offered under the operating schedule given the history of the premises
- Concerns regarding the previous premises licence holder still having a connection with the running of the premises and not the new applicant
- Ongoing concerns in the applicants understanding of the licensing objectives and what is expected in them as a responsible premise licence holder

3.3 No other representations were received.

3.4 Licensing Officers have the delegated authority to decide whether a representation is relevant, vexatious, or frivolous however, Section 9 of the Revised Guidance issued under section 182 of the Licensing Act 2003 states:

***9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The Subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.***

3.5 It was not felt that the representation submitted by Lincolnshire Police fell within the delegated authority.

3.6 Where relevant representations are made, the authority must:

- i. Hold a hearing to consider them, unless the authority, the applicant and each person who has made such representation agree that a hearing is unnecessary, and
- ii. Having regard to the representations, take such steps mentioned below (if any) as it considers necessary for the promotion of the licensing objectives. The steps are:
- iii. Grant the application subject to conditions that are consistent with the operating schedule modified to the extent that the committee considered appropriate for the promotion of the licensing objectives and any mandatory conditions that must be included under the Licensing Act 2003.
- iv. Exclude from the scope of the licence a licensable activity to which the application relates.
- v. Refuse to specify a person in the licence as a Premises Supervisor. (DPS)
- vi. Reject the whole or part of the application.

#### **4. Reasons for the Recommendations**

4.1 The licensing authority should give appropriate weight to;

- ❖ The steps that are appropriate to promote the licensing objectives.
- ❖ The representation (including supporting information) presented by the parties.
- ❖ The guidance issued under section 182 of the Licensing Act 2003.
- ❖ South Kesteven District Councils Licensing Policy.

4.2 The guidance issued under Section 182 of the Licensing Act 2003 states at 9.37 that;

“As a matter of practice, Licensing Authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation.

They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practical time limits.”

## **5. Consultation**

5.1 Statutory 28 day consultation has taken place from 19<sup>th</sup> May 2025 until 16<sup>th</sup> June 2025. During this time one representation was received from Lincolnshire Police.

## **6. Background Papers**

- 6.1 [Statement of Licensing Policy 1st April 2021](#)
- 6.2 [Guidance to Applicants](#)
- 6.3 [Guidance issued under section 182 of the Licensing Act 2003](#)
- 6.4 [Background papers on revocation of previous licence in place](#)

## **7. Appendices**

7.1 Appendix 1 – New Application for a Premises Licence submitted  
Appendix 2 – Representation from Lincolnshire Police

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# Appendix 1

## Application for a premises licence to be granted under the Licensing Act 2003

### Please read the following instructions first

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

**I, Ramyar Sabah Salih, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I am making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**

### Part 1 – Premises details

10 Wharf Road, Lincolnshire, Grantham, NG31 6BA			
<b>Post town</b>	Grantham	<b>Postcode</b>	NG31 6BA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£3,200

### Part 2 - Applicant details

Please state whether you are applying for a premises licence as appropriate

**Please tick as appropriate**

a)	an individual or individuals *		please complete section (A)
b)	a person other than an individual *		
i	as a limited company/limited liability partnership	/	please complete section (B)
ii	as a partnership (other than limited liability)		please complete section (B)
iii	as an unincorporated association or		please complete section (B)
iv	other (for example a statutory corporation)		please complete section (B)
c)	a recognised club		please complete section (B)

d)	a charity	please complete section (B)
e)	the proprietor of an educational establishment	please complete section (B)
f)	a health service body	please complete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales	please complete section (B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England	please complete section (B)
h)	the chief officer of police of a police force in England and Wales	please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

**(A) individual applicants** (fill in as applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>		<b>First names</b>			
<b>Date of birth</b>		I am 18 years old or over		Please tick yes	
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)					

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**Second individual applicant (if applicable)**

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b> or over		I am 18 years old		Please tick yes	
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)					

**(B) Other applicants**

**Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.**

Name: Ramyar Sabah Salih
Address: [REDACTED] (Home address)

Registered number (where applicable): Company number: **16006801**  
Follow this company

Description of applicant (for example, partnership, company, unincorporated association etc.):  
Limited company

Telephone number (if any)

E-mail address (optional)

### **Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY					
0	2	0	5	2	0	2	5

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY					

Please give a general description of the premises (please read guidance note 1)

A plan of the premises has been provided detailing the layout of the shop, as well as where the products are located. There are multiple shelves throughout the shop with groceries, snacks, drinks, and some dairy products near the till, and a shelf with a range of wines. There are also fridges with soft drinks and other drinks such as beer.

There is also a till, as can be seen on the plan, which is not accessible to customers. Behind the till there is a cabinet with all tobacco products and vapes. There is also a shelf behind the counter with spirit alcohols, therefore will require age verification procedure to be complied with by staff, as well as asking for ID when selling such products to ensure that underage customers are not able to buy such products without full procedures being complied with.

The main entrance is situated at the front of the store which is used by customers. There is also a fire exit situated at the back of the store, and the staff are trained on the fire safety procedures, to ensure public safety. There is also a toilet which is for staff use.

There is also a storage facility which contains delivered products before they are displayed on the store shelves or till area.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

No

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)		Please tick all that apply
a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	
c)	indoor sporting events (if ticking yes, fill in box C)	
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
e)	live music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	

<b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)	
<b><u>Supply of alcohol</u></b> (if ticking yes, fill in box J)	/

**In all cases complete boxes K, L and M**

# A

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			<b>Please give further details here</b> (please read guidance note 4)		
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			<b>Please give further details here</b> (please read guidance note 4)		
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)
Day	Start	Finis h	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
			<b>Please give further details here</b> (please read guidance note 4)		
			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 5)		
			<b>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			<b>Please give further details here</b> (please read guidance note 4)		
Wed			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			<b>Please give further details here</b> (please read guidance note 4)		
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
			<b>Please give further details here</b> (please read guidance note 4)		
			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)		
			<b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finis h	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			<b>Please give further details here</b> (please read guidance note 4)		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sun					

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)</b>	Indoors
Day	Start	Finish		Outdoors
Mon				Both
Tue				
Wed			<u>Please give further details here</u> (please read guidance note 4)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)	
Sat				
Sun				

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	
Day	Start	Finish		Off the premises	/
			Both		
Mon	7:00	23:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5) N/A- normal opening times.		
	7:00	23:00			
Tue	7:00	23:00			
	7:00	23:00			
Wed	7:00	23:00			
	7:00	23:00			
Thur	7:00	23:00	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6) N/A		
	7:00	23:00			
Fri	7:00	23:00			
	7:00	23:00			
Sat	7:00	23:00			
	7:00	23:00			
Sun	7:00	23:00			
	7:00	23:00			

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

<b>Name:</b> Ramyar Sabah Salih	
<b>Date of birth:</b> [REDACTED]	
<b>Address:</b> [REDACTED]	
<b>Postcode</b>	[REDACTED]
<b>Personal licence number (if known):</b> 269917	
<b>Issuing licensing authority (if known):</b> Manchester City Council	

**K**

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read guidance note 9).

As an off-licence store measure will be implanted to ensure customers are aware of the sale of prohibited products such as alcohol, tobacco and vapes to anyone under the age of 18. This will be done by staff being trained on strict age verification procedures, staff maintaining refusal book, and placing notices and badge relating to the prohibition of sale of alcohol and tobacco to anyone under 18 years old. No alcohol sales to anyone who appears to be under the age of 18 along with age verification procedures.

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	7:00	23:00	
	7:00	23:00	
Tue	7:00	23:00	
	7:00	23:00	
Wed	7:00	23:00	
	7:00	23:00	
Thur	7:00	23:00	
	7:00	23:00	
Fri	7:00	23:00	
	7:00	23:00	
Sat	7:00	23:00	
	7:00	23:00	
Sun	7:00	23:00	
	7:00	23:00	

# M

Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

Implementing measures to prevent alcohol related offences, maintaining of a safe environment, minimise disturbance and ensure responsible alcohol sales in relation to minors, and the prevention of public nuisance.

**b) The prevention of crime and disorder**

Ensure that all the staff are trained on responsible alcohol sales, including age verification and the risk of over-serving. Display notices about responsible drinking. Utilize CCTV footage to deter criminal activity and maintain incidents document book. Establish good working relations with the police and inform them of any concerns, and to ensure that they address any issues.

**c) Public safety**

Ensure staff are trained on fire and safety procedures, avoid overcrowding to ensure everyone can move freely and exit the premises safely, as well as displaying signs around the shop.

**d) The prevention of public nuisance**

Public liability insurance to ensure safety of all customers in the event of an accident, minimise noise levels to avoid disturbances, maintain cleanliness and prevent litter outside the premises by having bins in the store, encourage customers to leave respectfully, and should there be any issues to inform the police.

**e) The protection of children from harm**

Implement strict age verification procedures to ensure the prevention of underage sales. No alcohol sales to anyone who appears to be under the age of 18 along with age verification procedures. Encourage responsible drinking and discourage excessive consumption. Ensure staff keep record of refusal book and accidents book.

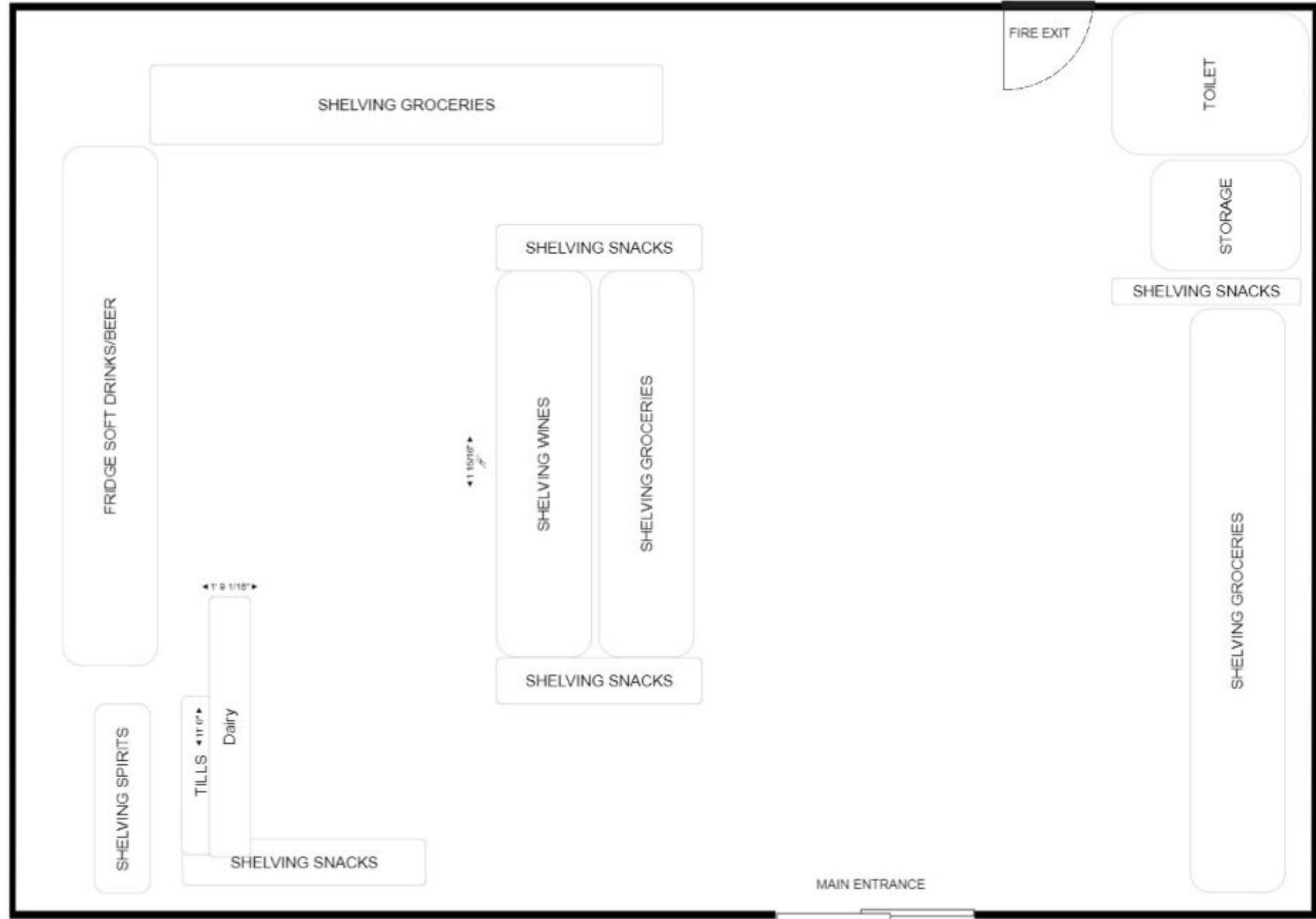
**Checklist:**

**Please tick to indicate agreement**

•	I have made or enclosed payment of the fee.	/
•	I have enclosed the plan of the premises.	/
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	/
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	/
•	I understand that I must now advertise my application.	/
•	I understand that if I do not comply with the above requirements my application will be rejected.	
•	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).	/

It is an offence, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

It is an offence under Section 24b of the Immigration Act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under section 15 of the Immigration, Asylum and Nationality Act 2006 and pursuant to Section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.



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**From:** [Licensing](#)  
**To:** [Elizabeth Reeve](#)  
**Cc:** [Heather Green](#)  
**Subject:** FW: Police representation - Ramin Off Licence, 10 Wharf Rd, Grantham  
**Date:** 12 June 2025 12:13:33  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)  
[image004.png](#)  
[image005.png](#)  
[image006.png](#)  
[image007.png](#)  
[image008.png](#)  
[image009.png](#)  
[Appendix 1 Ramin Off Licence representation 2024.doc](#)  
[Appendix 2 Decision Notice 16th June 2023.docx](#)  
[Appendix 3 Statement of Pc Braithwaite.docx](#)  
[Appendix 4 Hearing minutes and decision 6th December 2024.doc](#)  
[Appendix 5 Premises Licence application October 2024.docx](#)  
[Ramin Off Licence representation June 2025.doc](#)

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**From:** Braithwaite, Katherine (824) <katherine.braithwaite@lincs.police.uk>

**Sent:** 12 June 2025 11:43

**To:** Licensing <licensing@southkesteven.gov.uk>

**Cc:** Elizabeth Reeve <Elizabeth.Reeve@southkesteven.gov.uk>

**Subject:** Police representation - Ramin Off Licence, 10 Wharf Rd, Grantham

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good morning

Please find Lincolnshire Police's representation for Ramin Off Licence, 10 Wharf Rd, Grantham.

Regards,

*Kat*

**PC Kat Braithwaite**

**Alcohol Licensing Team**



07973847422

[katherine.braithwaite@lincs.police.uk](mailto:katherine.braithwaite@lincs.police.uk)

Lincolnshire Police Headquarters, Deepdale Lane, Nettleham LN2 2LT

[www.lincs.police.uk](http://www.lincs.police.uk)



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# **a) Police Representation June 2025**

## **Licensing Act 2003**

### **Representation by a Responsible Authority**

**Note:** Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the Licensing Act 2003 Committee hearing.

Representations may be made at any time during a period of 28 consecutive days starting on the day after the application was given to the Licensing Authority.

Representations are only relevant to an application if they relate to at least one of the four Licensing Objectives listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

Please enter your details below:

Responsible Authority:	Lincolnshire Police
Contact Officer:	Pc 824 Kat Braithwaite
Address:	Police Headquarters PO Box 999 Lincolnshire LN5 7PH
Telephone Number:	07973847422
E-mail:	Katherine.braithwaite@lincs.police.uk

Please provide details of the application to which your representation refers:

Name:	Ramin Off Licence
Address:	10 Wharf Road Grantham NG31 6BA
Application Details:	New Premises Licence application
Date Application Received:	19/05/2025

Please provide details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant box(es):

- **The Prevention of Crime and Disorder**
- **Public Safety**
- **Prevention of Public Nuisance**
- **The Protection of Children from Harm**

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

**Representation:**

In relation to this application the following guidance issued under **Section 182 of the Licensing Act 2003** has been considered:

Section 2 – The Licensing objectives

Crime and disorder

Section 2.1, Licensing authorities should look to the police as the main source of advice on crime and disorder.

Public Safety

Section 2.8, (which is in relation to premises licence holders is relevant) .... Licence holders have a responsibility to ensure the safety of those using their premises, as part of their duties under the 2003 Act.

Protection of children from harm

2.28 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.

2.29 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:

- adult entertainment is provided;
- a member or members of the current management have been convicted for serving alcohol to minors or with a reputation for allowing underage drinking (other than in the context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming beer, wine and cider when accompanied by an adult during a table meal);
- it is known that unaccompanied children have been allowed access;
- there is a known association with drug taking or dealing; or
- in some cases, the premises are used exclusively or primarily for the sale of alcohol for consumption on the premises.

2.31 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.

2.32 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.

2.33 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:

- restrictions on the hours when children may be present;
- restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
- restrictions on the parts of the premises to which children may have access;
- age restrictions (below 18);
- restrictions or exclusions when certain activities are taking place;
- requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and
- full exclusion of people under 18 from the premises when any licensable activities are taking place.

2.34 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.

2.35 Licensing authorities should give considerable weight to representations about child protection matters. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform such representations. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.

Offences relating to the sale and supply of alcohol to children.

2.38 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given.

## Section 9 – Determining applications

9.4 A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant.....representations should relate to the impact of licensable activities carried on from premises on the objectives.

9.12 Each responsible authority will be an expert in their own field....for example the police have a key role in managing the night-time economy.....However, any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations. Licensing Authorities must therefore consider all relevant representations from responsible authorities carefully, even where the reason for a

particular responsible authority's interest or expertise in the promotion of a particular objective may not be immediately apparent.

9.38 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to: Revised Guidance issued under section 182 of the Licensing Act 2003 | 81

- the steps that are appropriate to promote the licensing objectives;
- the representations (including supporting information) presented by all the parties;
- this Guidance;
- its own statement of licensing policy

9.40 the licensing authority may refuse the application on the grounds that this is appropriate for the promotion of the licensing objectives. It may also refuse to specify a designated premises supervisor and/or only allow certain requested licensable activities.

9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

#### Section 10 – Conditions attached to premises licences

10.28 The 2003 Act does not require a designated premises supervisor or any other personal licence holder to be present on the premises at all times when alcohol is sold. However, the designated premises supervisor and the premises licence holder remain responsible for the premises at all times including compliance with the terms of the 2003 Act and conditions attached to the premises licence to promote the licensing objectives.

10.48 The designated premises supervisor (where there is one) must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. This means that the DPS has personal responsibility for ensuring that staff are not only aware of, but are also applying, the age verification policy.

#### Section 11 – Relates to reviews (however the sections deemed relevant to this report are below)

Section 11.24 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.

Section 11.26 The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives and the prevention of illegal working in the interests of the wider community and not those of the individual licence holder.

Section 11.27 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously....the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people

Section 11.28 It is envisaged that licensing authorities, the police, the Home Office (Immigration

Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

### **Crime and Disorder Act 1998 Section 17**

Duty to consider crime and disorder implications.

(1) Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent,

- (a) crime and disorder in its area (including anti-social and other behaviour adversely affecting
  - the local environment); and
  - (b) the misuse of drugs, alcohol and other substances in its area, and
  - (c) re-offending in its area
- (2) This section applies to each of the following—
  - .a local authority .....

**South Kesteven District Council statement of licensing policy (2021 – 2026)** also raises the following points that are deemed relevant to this application:

#### **4. Licensing Objectives**

##### **General**

4.1 Each of the four licensing objectives is of equal importance. The Licensing Authority considers the effective and responsible management of the premises and the instruction, training and supervision of staff and the adoption of best practice to be amongst the most essential control measures for the achievement of the licensing objectives. For this reason, these elements should be specifically considered and addressed within an applicant's operating schedule.

##### **4.3 The Prevention of Crime and Disorder**

In accordance with the Guidance, Police views on matters relating to crime and disorder will be given considerable weight. There are many steps an applicant may make to prevent crime and disorder. The Licensing Authority will look to the Police for the main source of advice on these matters. (those relevant to this application are below)

- Training given to staff in crime prevention
- Measures agreed with the Police to reduce crime and disorder. The development of good relations with local police officers is beneficial in preventing incidents occurring on your premises. If customers become accustomed to police officers making frequent checks, problem behaviour can be discouraged. Additionally, records kept of any crime or disorder incidents and where sales of alcohol have been refused will help the police and local authority monitoring.

6.9 The sale of alcohol to children and young people under the relevant age is a criminal offence, often resulting in harm to the child or young person concerned, along with disturbance and nuisance to local residents and businesses. Applicants are required to detail adequate control measures in their operating schedules to prevent under age sales to children and young persons.

This representation is made to offer evidence in relation to the new premises licence application for 'Ramin Off Licence' 10 Wharf Road, Grantham NG31 SBA by a Mr Ramyar Salih.

The application proposes the premises licence holder (PLH) is Ramin Off Licence Limited (company no 16006801), for which Mr Salih is the sole director. He was appointed director when the company was incorporated on the 9<sup>th</sup> October 2024. The application proposes Mr Salih as the designated premises supervisor (DPS).

This is the second application Mr Salih has submitted for this same premises. Lincolnshire Police received the first on the 14<sup>th</sup> October 2024. In this application, Mr Salih requested to hold the position of PLH personally, along with the position of DPS. Mr Salih requested opening hours and the sale of alcohol for consumption off the premises between the hours of 09:00 and 22:00 each day.

Lincolnshire Police submitted a representation (*see appendix 1*) and a licencing hearing was held on the 6<sup>th</sup> December 2024. The arguments made for the licence being rejected included the fact that the premises had previously had its premises licence then named 'Max Off Licence' (licence number 34386) revoked when it was held in the name of another male, Mr Ahmen Noori Ahmen. The details of this are as follows.

In May 2023 Lincolnshire Police submitted a premises licence review based on the licensing objectives of the prevention of crime and disorder, public safety and the protection of children from harm being undermined. The review outlined two occasions where alcohol had been sold to children (an offence under s.146 Licensing Act 2003), and upon inspection, the premises was found in breach of numerous conditions set out in the premises licence (an offence under s.136 Licensing Act 2003) and selling alcohol without price markings (an offence contrary to s.4 of the Price Marking Order 2004).

A hearing was held on the 16<sup>th</sup> June 2023 and the committee made the decision to revoke the premise licence (*see appendix 2 for decision notice*). An appeal was lodged requesting the sub-committee consider overturning their original decision to revoke, however in October 2023 the committee decided to stand by their initial decision to revoke the premises licence. Whilst waiting for the appeal to be heard in court, during May 2024 the appellant withdrew their appeal, so the licence was no longer held.

The new premises licence application received on the 14<sup>th</sup> October 2024 made reference to Mr Salih being aware that the licence had previously been revoked, having no connection to the previous operation and the intention of running a 'much tighter operation'.

When the police began conducting background checks into Mr Salih, and they could not be satisfied that he was not connected to Mr Ahmen in anyway. During a meeting in person and subsequent contact via email, Mr Salih was unable to produce any documentation or evidence that there was a distinct separation of his and Mr Ahmen's businesses. In addition to this, Mr Salih was unable to provide any reassurance that he was a responsible and legitimate business owner. (*see appendix 3 - statement of Pc Braithwaite*).

Further to this, Mr Salih blatantly lied to police, claiming he had been a DPS for an off licence in Manchester in 2023, which was later disproved. (*see appendix 3 - statement of Pc Braithwaite*).

It was also of concern that during the meeting at the shop on the 4<sup>th</sup> November 2024, a large amount of drug equipment was for sale such as 'bongs' and 'pipes' used to smoke drugs, in addition to many bottles of 'Poppers' which contain a drug called Alkyl Nitrate used for inhaling for their intoxicating effects. Whilst having these products on sale may not break the law, it was highlighted the fact they were on sale would attract a certain type of customer and potentially draw in children. Mr Salih did not seem to understand this connection and simply said he didn't understand the issue because they were legal to sell. Given the history of the shop, the police felt extra caution that ought to have been applied.

Due to the history of this premises, the police wanted to make sure that the previous licence holder or any other unsuitable person, wasn't behind this new premise licence application, which can often be the case. Lincolnshire Police felt and still do, that given the premises poor history, and also the local issues in that particular area of Grantham town centre such as the selling of illegal vapes and cigarettes, and underage sales to children, we must be genuinely satisfied that premises will be run responsibly and legally. We did not feel that Mr Salih provided any assurances or evidence that this was the case.

The hearing on the 6<sup>th</sup> December 2024 was not attended by Mr Salih or a representative to provide any comments and a decision was made by the committee to reject the application (see *appendix 4 for hearing notes and decision*).

It was noted that the committee was not satisfied that Mr Salih was a responsible, trustworthy person. They were also concerned about his lack of experience of running a licensed premises, lack of understanding of the licensing objectives and knowledge of the roles and responsibilities that come with being a PLH and DPS, including required employer checks, business management and operating procedures. The committee concluded that they were not satisfied with Mr Salih's application and stated he had failed to successfully demonstrate that this application for a premises licence would not undermine any of the four licensing objectives.

Given the decision and strong comments made by the committee, it is a surprise that Mr Salih has once again applied for a new premises licence for the same premises less than 6 months later.

When comparing the new application to that received in October 2024, it is even more surprising that Mr Salih has now requested additional opening and alcohol hours (off sales) to that requested in October 2024. The previous application (see *appendix 5*) requested alcohol and opening hours between 0900-2200 each day. The new application requests alcohol and opening hours between 0700-2300 each day. These extended hours in themselves pose increase risk, and the closing time requested is even 1 hour later than that of the previous revoked licence (licence number 34386).

The new application provides little in the way of meaningful conditions. It makes vague statements regarding CCTV, staff training, having an incident book, and age verification, however the conditions are simply not comprehensive or robust enough to enforce. There is also no mention of a Challenge 25 policy, which is a condition now deemed standard practice for any licenced premises. This is particularly important given the premises poor history of selling alcohol to minors, which was one of the very reasons the licence was reviewed previously.

The fact the application received in October 2024 had far more extensive meaningful conditions that were more appropriate to this type of licenced premises, including the Challenge 25 policy, highlights Mr Salih's ignorance and lack of comprehension over what is actually expected of him as a responsible PLH.

In the new application, Mr Salih refers to maintaining good working relations with the police. It was highlighted in the previous police representation that Mr Salih failed to provide answers to questions asked around the business' tobacco trace and trace scheme and utility companies (see *appendix 3 - statement of Pc Braithwaite*). This suggested to the police he was trying to evade further checks being conducted on his business.

The police can confirm that Mr Salih has not made any contact with them at all since November 2024. If he was truly determined to work with the authorities, we would have expected contact in advance of any submission in order for him to gain trust and seek advice. After his previous application he would have known there was a need to prove himself as the genuine person behind this business, but he has not done so.

Worryingly, when police have requested details of the current Business Rate payer for 10 Wharf Road, Grantham, confirmation has been received on the 29<sup>th</sup> May 2025 that it is still Mr Ahmed who pays this bill. Further to this, police have been informed by the Business Rates Department that they have not received any information regarding a new person taking over. Mr Ahmed is still liable, and has been since 1<sup>st</sup> May 2020.

Lincolnshire Police's views on Mr Salih as a proposed licence holder have not changed since the last hearing, and we still cannot be confident that the previous PLH Mr Ahmed or any other person in fact, is not behind this new premise licence application.

Lincolnshire police strongly believe that if the premises licence is granted, the licensing objectives could be undermined.

Lincolnshire Police request that the committee seriously consider rejecting the premises licence application.



If possible, please suggest alterations to the application that would resolve the problem mentioned above, again paying attention to the **Licensing Objectives**:

Have you contacted the applicant to discuss this representation?

Yes  No

Have you contacted the Licensing Team to discuss this representation?

Yes  No

Do you consider further discussion could resolve the issue?

Yes  No

Do you propose to attend or be represented at any Committee hearing?

Yes  No

Please tick this box if you consent to any notice of any hearing being sent to you to the e-mail address provided by you above.

(please note if any notice is sent to you by electronic means, you will also receive confirmation of the same in writing).

Please return this form to the following address:

**Licensing Team**

Form Last Revised  
March 2005

# **b) Police representation October 2024**

## **Licensing Act 2003**

### **Representation by a Responsible Authority**

**Note:** Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the Licensing Act 2003 Committee hearing.

Representations may be made at any time during a period of 28 consecutive days starting on the day after the application was given to the Licensing Authority.

Representations are only relevant to an application if they relate to at least one of the four Licensing Objectives listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

Please enter your details below:

Responsible Authority:	Lincolnshire Police
Contact Officer:	Pc 824 Kat Braithwaite
Address:	Police Headquarters PO Box 999 Lincolnshire LN5 7PH
Telephone Number:	07973847422
E-mail:	Katherine.braithwaite@lincs.police.uk

Please provide details of the application to which your representation refers:

Name:	Ramin Off Licence
Address:	10 Wharf Road Grantham NG31 SBA
Application Details:	New Premises Licence application
Date Application Received:	14/10/2024

Please provide details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant box(es):

- **The Prevention of Crime and Disorder**
- **Public Safety**
- **Prevention of Public Nuisance**
- **The Protection of Children from Harm**

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

**Representation:**

In relation to this application the following guidance issued under **Section 182 of the Licensing Act 2003** has been considered:

Section 2 – The Licensing objectives

Crime and disorder

Section 2.1, Licensing authorities should look to the police as the main source of advice on crime and disorder.

Public Safety

Section 2.8, (which is in relation to premises licence holders is relevant) .... Licence holders have a responsibility to ensure the safety of those using their premises, as part of their duties under the 2003 Act.

Protection of children from harm

2.28 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.

2.29 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:

- adult entertainment is provided;
- a member or members of the current management have been convicted for serving alcohol to minors or with a reputation for allowing underage drinking (other than in the context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming beer, wine and cider when accompanied by an adult during a table meal);
- it is known that unaccompanied children have been allowed access;
- there is a known association with drug taking or dealing; or
- in some cases, the premises are used exclusively or primarily for the sale of alcohol for consumption on the premises.

2.31 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.

2.32 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.

2.33 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:

- restrictions on the hours when children may be present;
- restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
- restrictions on the parts of the premises to which children may have access;
- age restrictions (below 18);
- restrictions or exclusions when certain activities are taking place;
- requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and
- full exclusion of people under 18 from the premises when any licensable activities are taking place.

2.34 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.

2.35 Licensing authorities should give considerable weight to representations about child protection matters. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform such representations. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.

Offences relating to the sale and supply of alcohol to children.

2.38 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given.

## Section 9 – Determining applications

9.4 A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant.....representations should relate to the impact of licensable activities carried on from premises on the objectives.

9.12 Each responsible authority will be an expert in their own field....for example the police have a key role in managing the night-time economy.....However, any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations. Licensing Authorities must therefore consider all relevant representations from responsible authorities carefully, even where the reason for a

particular responsible authority's interest or expertise in the promotion of a particular objective may not be immediately apparent.

9.38 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to: Revised Guidance issued under section 182 of the Licensing Act 2003 | 81

- the steps that are appropriate to promote the licensing objectives;
- the representations (including supporting information) presented by all the parties;
- this Guidance;
- its own statement of licensing policy

9.40 the licensing authority may refuse the application on the grounds that this is appropriate for the promotion of the licensing objectives. It may also refuse to specify a designated premises supervisor and/or only allow certain requested licensable activities.

9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

#### Section 10 – Conditions attached to premises licences

10.28 The 2003 Act does not require a designated premises supervisor or any other personal licence holder to be present on the premises at all times when alcohol is sold. However, the designated premises supervisor and the premises licence holder remain responsible for the premises at all times including compliance with the terms of the 2003 Act and conditions attached to the premises licence to promote the licensing objectives.

10.48 The designated premises supervisor (where there is one) must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. This means that the DPS has personal responsibility for ensuring that staff are not only aware of, but are also applying, the age verification policy.

#### Section 11 – Relates to reviews (however the sections deemed relevant to this report are below)

Section 11.24 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.

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Section 11.28 It is envisaged that licensing authorities, the police, the Home Office (Immigration

Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

### **Crime and Disorder Act 1998 Section 17**

Duty to consider crime and disorder implications.

(1) Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent,

- (a) crime and disorder in its area (including anti-social and other behaviour adversely affecting
  - the local environment); and
  - (b) the misuse of drugs, alcohol and other substances in its area, and
  - (c) re-offending in its area
- (2) This section applies to each of the following—
  - .a local authority .....

**South Kesteven District Council statement of licensing policy (2021 – 2026)** also raises the following points that are deemed relevant to this application:

#### **4. Licensing Objectives**

##### **General**

4.1 Each of the four licensing objectives is of equal importance. The Licensing Authority considers the effective and responsible management of the premises and the instruction, training and supervision of staff and the adoption of best practice to be amongst the most essential control measures for the achievement of the licensing objectives. For this reason, these elements should be specifically considered and addressed within an applicant's operating schedule.

##### **4.3 The Prevention of Crime and Disorder**

In accordance with the Guidance, Police views on matters relating to crime and disorder will be given considerable weight. There are many steps an applicant may make to prevent crime and disorder. The Licensing Authority will look to the Police for the main source of advice on these matters. (those relevant to this application are below)

- Training given to staff in crime prevention
- Measures agreed with the Police to reduce crime and disorder. The development of good relations with local police officers is beneficial in preventing incidents occurring on your premises. If customers become accustomed to police officers making frequent checks, problem behaviour can be discouraged. Additionally, records kept of any crime or disorder incidents and where sales of alcohol have been refused will help the police and local authority monitoring.

6.9 The sale of alcohol to children and young people under the relevant age is a criminal offence, often resulting in harm to the child or young person concerned, along with disturbance and nuisance to local residents and businesses. Applicants are required to detail adequate control measures in their operating schedules to prevent under age sales to children and young persons.

This representation is made to offer evidence in relation to the new premises licence application for 'Ramin Off Licence' 10 Wharf Road, Grantham NG31 SBA by a Mr Ramyar Salih.

The premises previously held a premises licence granted by South Kesteven District Council (licence number 34386) for its operation as an off licence called 'Max off Licence'. The licence authorised sale of alcohol for consumption off the premises between the hours of 07:00 and 22:00 Monday to Sunday. The premise licence holder (PLH) and designated premises supervisor (DPS) was a Mr Ahmed Noori Ahmed.

In May 2023 Lincolnshire Police submitted a premises licence review based on the licensing objectives of the prevention of crime and disorder, public safety and the protection of children from harm being undermined. The review outlined two occasions where alcohol had been sold to children (an offence under s.146 Licensing Act 2003), and upon inspection, the premises was found in breach of numerous conditions set out in the premises licence (an offence under s.136 Licensing Act 2003) and selling alcohol without price markings (an offence contrary to s.4 of the Price Marking Order 2004).

A hearing was held on the 16<sup>th</sup> June 2023 and the committee made the decision to revoke the premise licence. An appeal was lodged requesting the sub-committee consider overturning their original decision to revoke, however in October 2023 the committee decided to stand by their initial decision to revoke the premises licence. (see appendix 1 for decision notice). Whilst waiting for the appeal to be heard in court, during May 2024 the appellant withdraw their appeal so the licence was no longer held.

On the 14<sup>th</sup> October 2024 Lincolnshire Police received a new premises licence application for 'Ramin Off Licence'. The applicant Mr Salih applied for sale of alcohol for consumption off the premises between the hours of 09:00 and 22:00 Monday to Sunday. Mr Salih had applied for role of DPS. The application makes reference to Mr Salih being aware that the licence had previously been revoked, having no connection to the previous operation and the intention of running a 'much tighter operation'.

Background checks were made by Lincolnshire Police on Mr Salih and his new business to satisfy that this was indeed an unconnected applicant to the previous PLH and Mr Salih would be a responsible PLH/DPS.

SKDC confirmed on the 29<sup>th</sup> October 2024 that the Business Rates for 10 Wharf Road Grantham were still registered to Mr Ahmed Noori Ahmed and Mr Salih had not made any attempt to register in his name. (see appendix 2 - Statement of Pc Braithwaite).

On the 29<sup>th</sup> October 2024 Pc Braithwaite made contact with Mr Salih. A meeting was requested and he was asked to bring along as much documentation as possible that would prove he had full control over the business.

On the 4<sup>th</sup> November Pc Braithwaite and Sgt Adams met with Mr Salih at 10 Wharf Road Grantham. Mr Salih could not satisfy officers that there was a distinct separation in business operations. The only piece of documentation that Mr Salih was able to provide was a lease for the building which stated that it had ran from the 27<sup>th</sup> August 2024, but was only dated from the date of the visit. Mr Salih was not able to show any paperwork to evidence the purchase of the business, nor was he able to produce any other documentation in relation to the running of the business that a responsible, legitimate business owner should be able to provide. He actually stated that he did not know who his utility companies were and admitted he had made no efforts to change them over from the previous tenant. The only invoice Mr Salih could produce was a stock purchase with a wholesaler under the account name and number of the previous licence holder.

Mr Salih did not pose as a responsible or trustworthy business owner / PLH. When asked if he had operated as a PLH / DPS previously, he blatantly lied, claiming he had been a DPS for an

Off Licence in Manchester in 2023, which was later disproved. (see appendix 2 statement of Pc Braithwaite).

It was noted during the meeting that there was a large amount of equipment used to smoke illegal drugs on sale within the shop, known as 'bong's' and 'crack pipes'. There were also many bottles of 'Poppers' for sale which contain a drug called Alkyl Nitrite. These are commonly inhaled as a recreational drug to provide intoxicating effects and can be dangerous. Whilst having these products on sale may not break the law, it was highlighted the fact they were on sale would attract a certain type of customer and potentially draw in children. Mr Salih did not seem to understand this connection and simply said he didn't understand the issue because they were legal to sell. Given the history of the shop, and the extra caution that ought to have been applied, this was a concern.

On the 5<sup>th</sup> November Pc Braithwaite made contact with Mr Salih by email. He was asked details regarding the tobacco track and trace scheme and if he had registered for it. He was also asked further information about his utility companies. None of these questions were answered at all. Mr Salih only chose to respond to the part of the email requesting information about what insurances he had taken out. He provided evidence that an insurance scheme had been taken out that same day and claimed it was for public liability. It would seem that he has no employer's liability insurance in place which is a legal requirement.

Lincolnshire Police cannot be confident that the previous PLH Mr Ahmed or any other person in fact, is not behind this new premise licence application.

Given the premises' poor history, in conjunction with the local issues that surround the shops in that particular area of Grantham town centre persistently selling illegal vapes and cigarettes to the public and underage sales to children, Lincolnshire Police must be genuinely satisfied that this particular premises will be run responsibly and legally.

Lincolnshire police strongly believe that if the premises licence is granted, the licensing objectives could be undermined.

Lincolnshire Police request that the committee seriously consider rejecting the premises licence application.



If possible, please suggest alterations to the application that would resolve the problem mentioned above, again paying attention to the **Licensing Objectives:**

Have you contacted the applicant to discuss this representation?

Yes  No

Have you contacted the Licensing Team to discuss this representation?

Yes  No

Do you consider further discussion could resolve the issue?

Yes  No

Do you propose to attend or be represented at any Committee hearing?

Yes  No

Please tick this box if you consent to any notice of any hearing being sent to you to the e-mail address provided by you above.

(please note if any notice is sent to you by electronic means, you will also receive confirmation of the same in writing).

Please return this form to the following address:

**Licensing Team**

Form Last Revised  
March 2005

# c) Decision notice from 16th June 2023 committee

## Licensing

Our Ref: 037018

Please ask for: Licensing

Date: 16<sup>th</sup> June 2023

Telephone Number: 01476 406080

Dear Mr Ahmed,

### Alcohol and Entertainment Licensing Committee Hearing Decision Premises Max Off Licence, 10 Wharf Road, Grantham, NG31 6BA

I refer to the review application you made against Max Off Licence and the subsequent committee hearing. I enclose a copy of the Committee's decision. The minutes of the meeting will follow in due course.

#### **Decision:**

The committee accepted all the facts set out in the report and appendices and representations made today and consider that continuation of the licence would seriously prejudice the licensing objectives of the protection of children from harm and prevention of crime and disorder and public safety.

There have been two under age sales which under section 147A of the Licensing Act 2003 are classed as persistently selling alcohol to children. Extremely serious matters. There has also been breach of licence conditions, not keeping accurate record, training records, refusals list, issues with labelling, alcohol which was seized by the police.

The committee consider the cause of the problems is incompetence, and in particular, not undertaking due diligence on those who appear to be under the age of 18. Failing to operate a responsible policy.

The committee have no confidence in the licensing objectives being upheld.

The committee has taken a stepped and proportionate approach and considered all sanctions available and in the light of this the committee have decided to revoke the licence.

There is a right of appeal against the Committee's decision to a Magistrate's court within 21

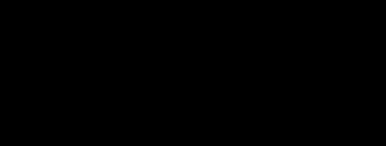
days from the date of this notification. The address to appeal against a decision is:

The Clerk to Lincolnshire Magistrates  
Justices' Clerk's Office  
Lincolnshire Magistrates' Court  
358 High Street  
Lincoln  
LN5 7QA

Tel: 01522 528218

If we can be of any further assistance please don't hesitate to contact the Licensing Team on 01476 406190.

Yours faithfully



Chris Clarke  
Licensing Officer

# d) Statement of PC Braithwaite November 2024

Form MG11

## WITNESS STATEMENT

Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s.9

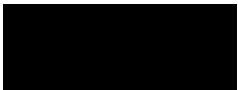
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Statement of: **Katherine Braithwaite**

Age if under 18: **Over 18**

Occupation: **Pc 824**

This statement (consisting of 5 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature: 

Date **07/11/2024**

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am the above named person employed as a Police Constable within Lincolnshire Police. I currently work in the Alcohol Licensing Team and predominantly cover the North and South Kesteven District areas of the county.

I make this statement in relation to a new premises licence application for 'Ramin Off Licence' 10 Wharf Road, Grantham, made on behalf of a Mr Ramar Salih that Lincolnshire Police received on the 14<sup>th</sup> October 2024. Mr Salih had named himself as the premises licence holder (PLH) and proposed designated premises supervisor (DPS).

The premises had its previous premises licence revoked in 2023 and it is standard practice to undertake enquiries into any new applicant of a premises where there has been a revocation in the past, to ensure there are no connections to the previous PLH.

On the 29<sup>th</sup> October 2024 I made enquiries with South Kesteven District Council regarding who was paying the business rates for 10 Wharf Road, Grantham. The response I received confirmed that Mr Ahmed Noori Ahmed, who held the premises licence when it was revoked was still registered for Business Rates and had been since 1<sup>st</sup> May 2020, and there had been no attempt to register these in Mr Salih's name.

On the 29<sup>th</sup> October 2024 I sent a text message to Mr Salih requesting to meet him. I specifically asked that he brought with him any documentation that would prove he had full control of the business. He had made it clear within his application that he had no connection to the previous operation and knew that

Page 1 of 5

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Statement of: **Katherine Braithwaite**

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the previous licence had been revoked. Mr Salih stated he was experienced in the licensing industry and would be operating in what he described as a 'much tighter operation'.

On the 4<sup>th</sup> November a meeting took place between myself, Sgt Amy Adams and Mr Salih at 10 Wharf Road. The documentation Mr Salih produced along with the answers he provided to our questioning was very disappointing. The shop was open for business selling a small amount of groceries, tobacco, vapes and drug smoking paraphernalia.

Mr Salih stated that he had bought the business from Mr Ahmed in August 2024. He showed us a lease for the building commencing on the 27<sup>th</sup> August 2024 but interestingly this document had only been signed and dated on the 4<sup>th</sup> November 2024.

When asked for evidence of how he paid his rent, Mr Salih stated Mr Ahmed was paying the rent until December 2024. He stated this was an agreement due to the premises not generating a lot of revenue due to not currently having a premise licence. Mr Salih could not provide any written evidence of this.

When asked how much he had paid for the business, Mr Salih stated he hadn't paid for the business as such but instead agreed to pay off a £20,000 loan that Mr Ahmed owed the card machine company 'Dojo'. This seemed particularly odd. Mr Salih was unable to evidence this agreement with either Mr Salih or the company 'Dojo'. He also stated that he had not begun paying this debt yet due to his present low takings.

When asked for evidence of how he paid the utility bills for the business he stated he hadn't paid any yet, and had not received any of these bills yet. He did not know who provided these services.

When asked how waste for the business was removed and paid for, Mr Salih did not know anything about this at all.

A number of unopened envelopes were discovered within the shop either addressed to Mr Ahmed or 'Max Off Licence' which again seemed strange if the business had been transferred correctly.

When asked how he purchased his stock, he stated he used Bookers and G4F Cash and Carry. When asked for stock invoices, Mr Salih showed us an invoice from Bookers dated 19<sup>th</sup> September 2024 for

Page 2 of 5

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Statement of: **Katherine Braithwaite**

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various tobacco products. The invoice was in the customer account of 'Max Off Licence – Mr Ahmed'. When questioned why this was the case, he stated 'a friend' had purchased the items on his (Mr Salih's) behalf using the old account. This is assumingly due to Mr Salih not registering for the track and trace system that is in place for the regulation of the sale of tobacco products. Again, this highlights irresponsible business management.

A further invoice from Arrow Wholesale was produced showing a large purchase of vapes on the 19<sup>th</sup> August 2024 in the account of 'Max Off Licence'. Again, Mr Salih stated a 'friend' had made the purchase in the old account name and they had split the vapes between them as he didn't need that amount. This practice could again be questioned.

The meeting went on to discuss Mr Salih's previous experience in the licensing trade. He stated he had worked in one licensed shop in Manchester as a worker before and been DPS in another last year. He provided the address as 2 Church Road, Manchester, M22 4FY. He stated he had never been PLH for any other premises previously.

To satisfy myself Mr Salih could demonstrate his knowledge and understanding around the Licensing Act 2003, I asked him what the four licensing objectives were. His response was 'What are they?' or words to that effect. He simply could not give me a response. I then had to list them to him, to which he just vaguely nodded along. I reminded him that was basic information that he should be able to provide, given that he was a personal licence holder himself and has had the relevant training.

When I discussed the new application with Mr Salih, he confirmed that somebody else had written it on his behalf, but he fully understood and agreed what was contained within it. I reminded him that those conditions proposed within the application would form his licence conditions and would have to be adhered to or they would be enforceable. When asked if he had an incident book, refusals book and training records ready to operate, he presented an empty refusals book. He gave the impression that this would suffice. When explained that this was *just* a refusal book, he seemed vague, and I had to make it clear that separate books and documentation would be required for training and incident reporting. Mr Salih stated that he intended to complete all training with staff in respect of the Challenge 25 policy, but his lack of understanding did not provide any confidence that this would be either done or done to an acceptable standard. Despite already selling vapes, the refusal book which was located

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Statement of: **Katherine Braithwaite**

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behind the counter was completely empty and I would have expected there to have been entries to prove that age verification procedures were been followed.

It was noted that there was a large amount of equipment used to smoke illegal drugs on sale within the shop, known as 'bong's' and 'crack pipes'. There were also many bottles of 'Poppers' for sale which contain a drug called Alkyl Nitrite. These are commonly inhaled as a recreational drug to provide intoxicating effects and can be dangerous. Whilst having these products on sale may not break the law, it was highlighted the fact they were on sale would attract a certain type of customer and potentially draw in children. Mr Salih did not seem to understand this connection and simply said he didn't understand the issue because they were legal to sell. Given the history of the shop, and the extra caution that ought to be applied I found this worrying.

When looking through the premises licence application, it was clear that wording of certain conditions had been copied and pasted in from other premises licence applications and would be deemed irrelevant to an Off Licence type business. For example, the incident log condition talks of recording 'the ejection of patrons' and the 'seizure of drugs and offensive weapons' which are conditions suited to that of a on-sale premises.

On the 5<sup>th</sup> November 2024 I made contact with Mr Salih by email. He was asked details regarding the tobacco track and trace scheme and if he had registered for it. He was also asked further information about his utility companies. None of these questions were answered at all. Mr Salih only chose to respond to the part of the email requesting information about what insurances he had taken out. He provided evidence that an insurance scheme had been taken out that same day and claimed it was for public liability. It would seem that he has no employers liability insurance in place which is a legal requirement when employing staff.

In summary, despite acknowledging the history around the previous licence and citing having no connecting to the past operator of the business, Mr Salih failed to evidence this to a satisfactory level. If he were indeed a completely new operator running a 'much tighter operation' as he talks of within his application, all the requirements expected of a business should have been addressed. In the very least this highlights poor business management and I question his ability to run a responsible business selling alcohol.

Page 4 of 5

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Statement of: **Katherine Braithwaite**

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Following the meeting on the 4<sup>th</sup> November 2024, I made enquiries with the Licensing Team for Greater Manchester Police (GMP). The local Licensing Officer confirmed that Mr Salih had never held the role of DPS at the licensed shop he had provided details for - 2 Church Road, Manchester, M22 4FY, nor had he ever been a DPS within the GMP area. This proves that Mr Salih had quite clearly lied during the meeting with us and raises suspicion around the truth of any of the other information he has provided to the Police.

The street and locality in which 10 Wharf Road is situated is notorious for criminality within its shops. The Police and Trading Standards in the past have experienced many failed underage test purchases, closures, prosecutions and revocations of premises licences due to the sale of illegal tobacco, cigarettes and vapes. For this reason, it is vital a trustworthy and responsible PLH/DPS is in place at 10 Wharf Road should a premise licence be granted. I do not feel Mr Salih can satisfy me that he will be either of these.

Page 5 of 5

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# e) Minutes and decision notice from December 2024 committee

## Minutes

Alcohol, Entertainment & Late Night Refreshment Licensing Committee  
Friday, 6 December 2024



SOUTH  
KESTEVEN  
DISTRICT  
COUNCIL

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### Committee members present

Councillor Pam Bosworth (Chairman)  
Councillor Elvis Stooke (Vice-Chairman)  
Councillor Harrish Bisnauthsing  
Councillor Helen Crawford  
Councillor Paul Fellows  
Councillor Robert Leadenham  
Councillor Philip Knowles  
Councillor Patsy Ellis

### Officers

Licensing Officer (Elizabeth Reeve, Chris Clarke)  
Legal Advisor (Mandy Braithwaite)  
Licensing Manager (Heather Green)  
Democratic Officer (Lucy Bonshor)

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### 6. Apologies for absence

Apologies for absence were received from Councillor Steve Cunnington, Councillor Jane Kingman and Councillor Nikki Manterfield.

### 7. Disclosures of interests

None disclosed.

### 8. Minutes of the meeting held on 26 July 2024

Minutes of the meeting held on 26 July 2024 were proposed, seconded and **AGREED**.

**9. Licensing Act 2003: Application for a New Premise Licence - Ramin Off Licence, 10 Wharf Road, Grantham, Lincolnshire, NG31 6BA.**

The Legal Advisor informed the Committee that a request had been received the previous afternoon from solicitors that had only just been appointed by the applicant for the Premises Licence requesting that the hearing was postponed to be heard within the next two weeks. The Legal Advisor stated that the hearing could be deferred and referred to the legislation within the Human Rights Act which stated that the applicant had a right to be heard. It was for the Committee to decide whether or not they wished to defer the meeting following the request received.

One Member asked when the applicant for the premise licence had been notified of the date of the meeting. It was stated that the applicant's previous agent had been notified on 15 November 2024. However, they had notified the Licensing Team on 2 December 2024 that they were no longer acting on behalf of the premise licence applicant and they had advised him to withdraw his application. The applicant for the premise licence had been contacted on 2 December and he had indicated that he was not sure whether or not he would be attending. Nothing further had been heard until the newly appointed solicitors had contacted the Licensing Team late on Thursday 5 December 2024 requesting more time.

Further questions were asked in relation to deferring the hearing and when a new meeting would be held and the legislation around Human Rights.

It was proposed and seconded that the meeting be deferred, however, this proposal fell.

Further discussion followed with the Legal Advisor reading out relevant extracts from the Human Rights Act. It was stated that if the meeting went ahead, any decision made would be appealable to the Magistrates Court.

It was proposed, seconded and **AGREED** to continue with the hearing in the absence of the applicant for the premise licence.

The Legal Advisor introduced those present and confirmed who was present from Lincolnshire Police, Sergeant Adams and PC Braithwaite.

The Licensing Officer presented the report which concerned a new premise licence for the premise at 10 Wharf Road, Grantham to be known as Ramin Off Licence.

The premise had previously benefitted from an alcohol licence under the name "Max Off Licence" from 11/04/2019 to 30/05/2024. The licence was revoked by the Alcohol, Entertainment and Late Night Refreshment Licensing Committee at the meeting on 16 June 2023 following a review submitted by the Police. The review included evidence of several instances of underage sales and non-compliance of licensing conditions. The Committee concluded that the Licence

holder was unable to prove they were an appropriate person to hold such a licence. The applicant appealed the decision which allowed them to continue licensable activities whilst in the appeal stages. The appeal was subsequently withdrawn via a consent order, and therefore the revocation of the premise licence took effect on 30 May 2024.

On 11 October 2024 an application was received by the Licensing Team for a new premise licence at the location. The application was submitted by an agent on behalf of an individual that was stated to have no connection to the old operation of the premises and was experienced in the off-sale industry.

The application was processed and forwarded to all the responsible authorities as required by the Licensing Act 2003. Statutory consultation was undertaken and only one representation was received from Lincolnshire Police. The representation included the following points:

- Concern regarding the previous premises licence holder still having a connection with the running of the premises and not the new applicant
- Concerns over items for sale within the shop such as drug paraphernalia and equipment
- The applicants previous experience of running a licensed premises:
  - Lack of understanding of the licensing objectives
  - Lack of understanding regarding the operating procedures that they offered in the application
  - Their lack of understanding and knowledge of the roles and responsibilities that come with being a Premises Licence Holder and Designated Premises Supervisor, including required employer checks and business management.

The Licensing Officer then referred to the revised guidance issued under section 182 of the Licensing Act 2003 which stated:

*9.9 It is recommended that, in border line cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.*

It was not felt that the representation submitted by Lincolnshire Police fell within the delegated authority. Where relevant representations are made, the authority must:

- Hold a hearing to consider them, unless the authority, the applicant and each person who has made such representation agree that a hearing is unnecessary, and
- Having regard to the representations, take such steps mentioned below (if any) as it considers necessary for the promotion of the licensing objectives.

- The steps are:
  - Grant the application subject to conditions that are consistent with the operating schedule modified to the extent that the committee considered appropriate for the promotion of the licensing objectives and any mandatory conditions that must be included under the Licensing Act 2003.
  - Exclude from the scope of the licence a licensable activity to which the application relates.
  - Refuse to specify a person in the licence as a Premises Supervisor (DPS)
  - Reject the whole or part of the application

The Police then gave their representation. They expressed concern with the proposed Premises License Holder, Mr Ramyar Salih and possible connections with the previous Premise Licence holder and made reference to both Section 146 (Sale of alcohol to children) and Section 136 (Unauthorised Licensable activities) of the Licensing Act 2003 in respect of the premises.

Although Mr Salih had stated that there were no connection further background checks had been carried out in respect of the premise. The Police had requested a meeting with the applicant (Mr Salih) where he was asked to provide as many documents as possible which showed that he had full control of the business. Although the applicant attended the meeting and stated that he leased the premise in August 2024 he could not produce evidence to support this, he did produce a lease but it was only signed by himself, he did not know who the utilities were with for the premise, two invoices for stock were still in the name of the previous licence for "Max Off-Licence" since August 2024. The applicant had not registered for the Tobacco Track and Trace system and although the lease was signed by himself it only appeared to be witnessed on 4 November 2024 the date of the meeting. Further checks with the leasing agents confirmed that the lease had yet to be finalised and that the previous tenant of the premise was still paying the rent up to October 2024. Member attention was drawn to the supplementary papers circulated with had information from Companies House in respect of the premises. Police had concerns about the legitimacy of the business and asked Mr Salih about previous experience he had as a Premises Licence Holder or a DPS. He replied that he was a DPS at an off-licence in Manchester in 2023, however on checking this information it was found to be incorrect. At the same meeting requests were made to see the relevant insurance and the documents provided showed that the policy had only been taken out on the date of the meeting for public liability.

The Police expressed their concern about the applicant who did not appear to know how the premise should be run, especially given its previous history and the fact that certain products were being sold, that although were not illegal they were a major concern given the history of the premise. They asked that the Committee seriously considered rejecting the Premises Licence.

The Police then answered the Committees questions in respect of the date of the visit and gave their closing statement.

Members attention was drawn to Section 9 of the Revised 182 Guidance in determining actions that are appropriate for the promotion of the licensing objectives. Paragraph 9.43 stated:

*“The authority’s determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.”*

The Police were concerned that the applicant did not have full control of the business, there did not appear to be any evidence that it had been bought legitimately, the business rates had not been changed from the previous applicant. The applicant did not appear to know what his responsibilities were in respect of the Licensing Act 2003 and the promotion of the licensing objectives. He did not appear to have knowledge in respect of having incident book, training books and adequate controls within the premise. The Police had little confidence that premise would be run in a way that would promote the licensing objectives.

The Licensing Officer then gave her closing statement and stated that the Committee needed to give appropriate weight to:

- The steps that are appropriate to promote the licensing objectives.
- The representation (including supporting information) presented by the parties.
- The guidance issued under Section 182 of the Licensing Act 2003.
- South Kesteven District Council’s Licensing Policy.

The Licensing Officer then referred to the guidance issued under Section 182 at 9.37:

*“As a matter of practice, Licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation.*

*They may not add further representation to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practical time limits.”*

*(10:45 the Licensing Officers and the Police left the meeting)*

Members discussed the application before them having regard to the report, appendices, late papers submitted by the Police, the Revised Statutory Guidance and Regulations, the Council’s Statement of Licensing Policy and the Councillor Handbook on Licensing. Members were very concerned with the lack of evidence put forward by the applicant in respect of the premise in their meeting with the Police. From the information put forward it appeared that they failed to fully understand their responsibilities under the Licensing Act 2003 and the

promotion of the Licensing Objectives. There appeared to have been no attempt to become part of the Tobacco Track and Trace System, the information given to the Police about previous experience appeared to be false and no due diligence appeared to have been undertaken especially as the premises had a history of involvement of the sale and supply of alcohol to children. The applicant had not demonstrated that the previous licence holder did not still have some involvement in the premises. Members were very concerned that the licensing objectives would not be promoted and praise was given to the Police for the work that they had invested in the application. After further discussion it was proposed, seconded and unanimously agreed to reject the application for a premise licence for Ramin Off-Licence, 10 Wharf Road, Grantham.

*(10:52 The Licensing Officers and Police returned to the meeting)*

The Legal Advisor read out the Committee's decision.

The Committee had considered the report and appendices, late papers from the police, submissions made to it together with the Licensing Act 2003, Revised Statutory Guidance and Regulations, the Council's Statement of Licensing Policy and Councillor Handbook on Licensing. They had particular regard to the promotion of the four licensing objectives:

1. The Prevention of Crime and Disorder;
2. Public Safety;
3. Prevention of Public Nuisance; and
4. The Protection of Children from Harm

The decision of the Committee was:

### **Decision**

***That the application for a new premises licence in respect of Ramin Off Licence, 10 Wharf Road Grantham NG31 6BA be refused.***

### **Reasons for the decision**

Each application must be considered on its own merit. The Committee had carefully considered all of the evidence before them including verbal representation from the Police with particular regard to all four licensing objectives.

It is for the applicant to demonstrate that their application for a premises licence would not undermine any of the four licensing objectives.

The committee noted that the applicant was aware that the previous premises licence was revoked. These premises have a history of involvement of sale and supply of alcohol to children with serious consequences. The applicant had not demonstrated that the previous licence holder, did not have any involvement in the premises. The applicant had not been able to provide sufficient documentation in relation to the running of the business. The applicant had failed to supply the Police with information regarding tobacco track and trace scheme, utility companies and insurance and appeared to have no awareness of legal responsibilities in relation to employers' liability insurance.

The Committee had concerns regarding the items for sale in the premises such as drug paraphernalia and equipment. The committee noted that these products are legal to sell but it was concerned, that given the history of these premises, the applicant didn't apply caution to what is for sale at these premises.

From evidence before the Committee, it was not satisfied that the Applicant is a responsible trustworthy person, particularly in view of false information supplied to the Police in relation to experience as a Premises Licence Holder and Designated Premises Supervisor. The Committee were concerned with lack of experience of running a licensed premises in relation to the understanding of the licensing objectives and knowledge of the roles and responsibilities that come with being a Premises Licence Holder and Designated Premises Supervisor, including required employer checks and business management. Also lack of understanding regarding operating procedures that are offered in the application.

The Committee was not satisfied with the application and was of the view that the Applicant had failed to successfully demonstrate that his application for a premises licence would not undermine any of the four licensing objectives.

There was a right of appeal to the Magistrates Court.

Any party to the decision or anyone who had made a relevant representation including a responsible authority or interested party in relation to the application may appeal to the Magistrates' Court within 21 days of written notification of the decision.

**10. Any other business which the Chairman, by reason of special circumstances, decides is urgent.**

None.

**11. Close of meeting**

The meeting closed at 10:55.

## **f) Application form from October 2024**

# Application for a premises licence to be granted under the Licensing Act 2003

## **PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We RAMYAR SALIH

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**

## Part 1 – Premises details

<p>Postal address of premises or, if none, ordnance survey map reference or description</p> <p>RAMIN OFF LICENCE 10 WHARF ROAD</p>	
<b>Post town</b>	GRANTHAM
Postcode	<b>NG31 SBA</b>

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	<b>£3200.00</b>

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as  Please tick as appropriate

a) an individual or individuals \*  please complete section (A)

b) a person other than an individual \*

- i as a limited company/limited liability partnership  please complete section (B)
- ii as a partnership (other than limited liability)  please complete section (B)
- iii as an unincorporated association or  please complete section (B)
- iv other (for example a statutory corporation)  please complete section (B)

c) a recognised club  please complete section (B)

d) a charity  please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a  
statutory function or   
a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input checked="" type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)					
SALIH			First names RAMYAR						
Date of birth I am 18 years old or over. [REDACTED]			<input checked="" type="checkbox"/> Please tick yes						
Nationality [REDACTED]									
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[REDACTED]	[REDACTED]								
[REDACTED]	[REDACTED]								
Post town	[REDACTED]			Postcode	[REDACTED]				
Daytime contact telephone number		[REDACTED]							
E-mail address (optional)									

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>		<b>First names</b>			
<b>Date of birth</b> over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(B) OTHER APPLICANTS**

**Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.**

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)

E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0	8	1 2 0 2 4

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

SMALL LICENCED GROCERS SERVING THE LOCAL RESIDENTS OF GRANTHAM.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

# A

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)	
Thur				
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sat				
Sun				

## B

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)	
Thur				
Fri			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sat				
Sun				

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Fri			
Sat			
Sun			

## D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 5)	
Thur				
Fri			<b>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sat				
Sun				

## E

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<b>Please give further details here</b> (please read guidance note 4)	
Thur			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)	
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sat				
Sun				

F

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)	
Thur				
Fri			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sat				
Sun				

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)	
Thur				
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sat				
Sun				

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing	
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
Mon			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
			<b>Please give further details here</b> (please read guidance note 4)	
Wed				
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)	
Fri				
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sun				

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)</b>	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed				
Thur				
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)</b>	
Sat				
Sun				

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	
Day	Start	Finish	On the premises	<input type="checkbox"/>
			Off the premises	<input checked="" type="checkbox"/>
Both	<input type="checkbox"/>			
Mon	0900	2200	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)	
Tue	0900	2200		
Wed	0900	2200		
Thur	0900	2200	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Fri	0900	2200		
Sat	0900	2200		
Sun	0900	2200		

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

Name RAMYAR SALIH	
Date of birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) 269917	
Issuing licensing authority (if known) MANCHESTER CITY COUNCIL	



K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read guidance note 9).

NO ENTERTAINMENT OF AN ADULT NATURE WILL TAKE PLACE

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	0900	2200	
Tue	0900	2200	
Wed	0900	2200	
Thur	0900	2200	
Fri	0900	2200	
Sat	0900	2200	
Sun	0900	2200	

**Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list** (please read guidance note 6)

**M** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

This shop has been run as a licensed grocers until it recently lost its premises licence when the previous owner was taken to review for sales to under-age. The applicant who has no connection to the previous operation recently purchased the lease and plans to operate again as a licensed grocers but with a much tighter operation and well trained staff. The applicant is conscious of the location of the premises and its previous poor management. He is also aware of the problems that local homeless can bring and will ensure that all staff are adequately trained to identify and deal with any potential problems at an early stage. The applicant is experienced in the off sales industry and will ensure that all staff employed by the convenience store are trained in relation to the licensing objectives. The applicant will ensure that the shop is run in a manner that will always show respect for its neighbours.

**b) The prevention of crime and disorder**

All front of house staff will be trained to a competent level including licensing law and in Conflict Management.

A refusals book shall be maintained and shall be checked and signed by one of the management staff on a weekly basis. The refusals book shall be kept on the premises and made available for inspection by Licensing, Police and other authorised officers.”

An incident log shall be kept at the premises. The log shall include the date and time of the incident and the name of the member of staff who has been involved. and made available on request to an authorised officer of the Council or the Police, which shall record the following:

- (a) any complaints received
- (b) any incidents of disorder
- (c) any faults in the CCTV system / or searching equipment /or scanning equipment
- (d) any refusal of the sale of alcohol
- (e) any visit by a relevant authority or emergency service
- (f) all crimes reported to the venue
- (g) all ejections of patrons
- (h) all seizures of drugs or offensive weapons

This log to be checked on a weekly basis by the DPS of the premises.

Challenge 25, shall be operated at the premises where the only acceptable forms of identification are (recognised photographic identification cards, such as a driving licence or passport I Holographically marked PASS scheme identification cards). Appropriate signage advising customers of the policy shall prominently displayed in the premises.

An incident log shall be kept at the premises. The log shall include the date and time of the incident and the name of the member of staff who has been involved. and made available on request to an authorised officer of the Council or the Police, which shall record the following:

- (a) any complaints received
- (b) any incidents of disorder
- (c) any faults in the CCTV system / or searching equipment /or scanning equipment
- (d) any refusal of the sale of alcohol
- (e) any visit by a relevant authority or emergency service
- (f) all crimes reported to the venue
- (g) all ejections of patrons
- (h) all seizures of drugs or offensive weapons

This log to be checked on a weekly basis by the DPS of the premises.

The premises will actively participate in any local Town Watch initiative.

A CCTV system, shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record and cover areas where alcohol is kept for selection and purchase by the public, whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31days with correct date and time stamping. Recordings shall be made available immediately upon the request of Police or an authorised officer of the council throughout the preceding 31 day period. The CCTV system shall be updated and maintained according to police recommendations.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.

CCTV shall be downloaded on request of the Police or authorised officer of the council. Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.

A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 31 days storage for recordings is being maintained.

Refresher training shall be provided at least once every 6 months.

A record shall be maintained of all staff training and that record shall be signed by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by police, licensing or other authorised officers.

**c) Public safety**

The applicant is aware of the need to ensure that members of the public or staff are not put at risk. A new Fire Risk Assessment will be completed prior to the commencement of the business and the findings will be complied with. Other General Health and Safety Risk Assessments, including First Aid will be adhered to in order to protect customers and staff.

**d) The prevention of public nuisance**

No waste will be removed from the premises during the hours of 2200hrs - 0800hrs.

No deliveries to the premises will take place between the hours of 2200hrs - 0800hrs.

Staff will encourage customers to leave quietly and have regard for residents. The outside of the premises will be regularly monitored by staff and CCTV to ensure that the licensing objectives are being upheld and no customers are loitering outside premises.

Any movable furniture will be removed inside at the end of licensable hours. Signs will be displayed at the exit requesting customers to leave the area quietly, having regard for local residents.

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

**e) The protection of children from harm**

Staff shall be trained in accordance with any guidance given by the Council in relation to all age restricted goods.

A "No Proof of Age – No Sale" policy will be adopted and records kept of that training at the premises. Such records will be kept and made available to Licensing, Police or other authorised officers.

'Challenge 25' signage will be displayed prominently on the premises.

Written records of training and subsequent refresher training will be kept for all staff involved in the sale of alcoholic beverages.

The only acceptable proof of age documents acceptable will be UK photo driving licence, valid passport and ID cards bearing the PASS LOGO.

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

<b>Declaration</b>	<ul style="list-style-type: none"><li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li><li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing</li></ul>
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	work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	[REDACTED]
Date	5 <sup>th</sup> October 2024
Capacity	David Ramsay Licensing Consultant on behalf of RAMYAR SALIH

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	[REDACTED]
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

David Ramsay Licensing Consultant

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

#### Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.

- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and

- any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

**15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].

- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.

- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information

with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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